IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.465 OF 2006
IN
CRIMINAL APPLICATION NO.3740 OF 2005

Pravin S. Lunkad Applicant
versus
The State of Maharashtra Respondent

Mr.Rajesh S. Datar for applicant.
Mr.R.Y.Mirza, APP for respondent.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 25th August 2006

PC :

1. The applicant prays for modification/ relaxation of condition imposed of handing over his passport for a temporary period. In other words, the request is to hand over the passport for a brief period to enable him to attend a conference/exhibition scheduled to be held on 12th to 15th September 2006 in France.

2. Shri Datar - learned advocate for the applicant submits that on prior occasions namely on 21st December 2005 and 25th April 2006 the Court had relaxed this condition and applicant was handed over the passport and permitted to go

abroad.

3. Shri Datar submits that similar orders be passed insofar as ensuing visit.

4. Shri Mirza-APP submits that after this applicant was released on bail one more CR has been registered against him on 17th November 2005 at MIDC, Latur Police Station. Further, the applicant has been irregular in reporting at the Police Station pursuant to the condition imposed by this Court.

5. After perusing the application and the annexures thereto so also the report forwarded by the API, MIDC Police Station, Kupwad, Sangli, in my view, when the applicant was allowed to go abroad in December 2005 and April 2006 despite registration of subject CR, so also the CR at Latur and he having returned to India and surrendered the passport back to the authorities, it would be improper if the relief is denied for the present visit. More so, when the details are also forwarded to the authorities and copy thereof is annexed to this application.

6. Additionally, Shri Datar states that the

applicant before collecting the passport would hand over a statement containing details of his visit/tour plan, address where the applicant would be residing during the visit so also the contact numbers. Upon furnishing all these details the applicant shall be handed over his passport. Additionally, Shri Datar, on instructions, undertakes that the applicant will duly surrender the passport upon his return from abroad. Application disposed of.

7. A copy of the report of API, MIDC Kupwad Police Station, Sangli is taken on record.

(S.C.DHARMADHIKARI, J.)